

of a bond in the sum of \$2,000, in conformity with section 10 of the act, conditioned in part that the product should be relabeled with the statement, to wit, "Contains 20% Added Water."

C. F. MARVIN, *Acting Secretary of Agriculture.*

6899. Adulteration of eggs. U. S. * * * v. 15 Cases of Eggs. Default decree of condemnation and forfeiture. Good portion ordered sold, unfit portion ordered destroyed. (F. & D. No. 9371. I. S. No. 5665-r. S. No. C-976.)

On September 10, 1918, the United States attorney for the District of Minnesota, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 15 cases of eggs, remaining unsold in the original unbroken packages at Minneapolis, Minn., alleging that the article had been shipped on or about August 30, 1918, by C. J. Dregne, Ladysmith, Wis., and transported from the State of Wisconsin into the State of Minnesota, and charging adulteration in violation of the Food and Drugs Act.

Adulteration of the article was alleged in the libel for the reason that it consisted in whole or in part of a decomposed animal substance.

On October 11, 1918, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the good portion should be sold, and that the unfit portion should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*

6900. Misbranding of Anticalculina Ebrey. U. S. * * * v. Ebrey Chemical Works, a corporation. Plea of nolo contendere. Fine, \$50 and costs. (F. & D. No. 9372. I. S. No. 6449-p.)

On March 20, 1919, the United States attorney for the District of Porto Rico, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Ebrey Chemical Works, a corporation doing business at Humacao, Porto Rico, alleging the sale and offer for sale by said company, in violation of the Food and Drugs Act, as amended, on or about July 27, 1917, in Porto Rico, of a quantity of an article, labeled in part "Anticalculina Ebrey," which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it consisted essentially of colchicine, ammonium salts, and vegetable extractives, alcohol (28.8 per cent by volume), and water.

It was alleged in substance in the information that the article was misbranded for the reason that certain statements appearing on the labels of the bottles and cartons falsely and fraudulently represented it as a remedy, treatment, and cure in the dissolving of calculi, renal and biliary; to purify the blood and drive the poisons which cause the disease out of the system; as a remedy, treatment, and cure for diseases of the liver, kidneys, and bladder; for all the diseases recognized as caused by accumulations of uric acid in the blood; to dissolve uric acid and eliminate it from the blood, maintaining the liver, kidneys, and bladder healthy, active, and in their natural states; a remedy, treatment, and cure for Bright's disease, diabetes, rheumatism, kidney disease, biliousness, jaundice, and dropsy; as a special specific for diseases of the kidneys; as a remedy, treatment, and cure for sediment in the urine, necessity of arising at night to urinate, pains in the back, brown sacs under the eyes, yellowing of the whites of the eyes, rheumatic pains, itching extremities, frequent desire to urinate, scant urine and high color and abundant urine of

a clear color, passing of urine drop by drop, obstruction in the urinary channels, stricture, and pains in urinating, when, in truth and in fact, it was not. It was alleged in substance that the article was misbranded for the further reason that certain statements borne on the circular accompanying the article falsely and fraudulently represented it as a remedy, treatment, and cure for torpid liver, enlargement of the liver, acidity of the stomach, heaviness after meals, bad digestion, dyspepsia, insomnia, la grippe, debility, nervousness, blood and mucus in the urine, pain in the urethra, lumbago, catarrh of the bladder and intestines, ulcers in the bladder, pain in the joints or hips, loss of flesh, pains in the region of the liver, impurities of the blood, the necessity of making effort to urinate, retention of urine, cystitis or inflammation of the bladder, gravel, sudden obstruction of the urinary tract, urinary disturbances, hemorrhages of the kidneys, pain in the kidneys, eruptions of the skin, blotches, herpes, darkness and peeling of the skin similar to eczema, partial or complete blindness, paralysis, attacks of the heart, and obscuring of the intelligence; to strengthen and carry vitality to the kidneys and liver, to put an end to the cause of calculous formation; as a specific for the radical cure of calculous affections and to prevent recurrences of the disease, when, in truth and in fact, it was not. Misbranding of the article was alleged for the further reason that the statement, to wit, "This bottle contains about * * * alcohol * * * 33½ per cent by volume * * *," borne on the carton containing the article, regarding it and the ingredients and substances contained therein, was false and misleading in that it represented that the bottle contained 33½ per cent of alcohol by volume, whereas, in truth and in fact, it did not, but contained a less amount, to wit, 28.8 per cent of alcohol by volume; and for the further reason that it contained alcohol, and the label failed to bear a statement of the quantity or proportion of alcohol contained therein; and for the further reason that it was falsely branded as to the country in which it was manufactured and produced, in that it was produced in the Territory of Porto Rico, and was labeled as manufactured and produced in the United States of America.

On March 31, 1919, the defendant company entered a plea of nolo contendere to the information, and the court imposed a fine of \$50 and costs.

C. F. MARVIN, *Acting Secretary of Agriculture.*